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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	
)	2:01-cr-397 MCE
Plaintiff,)	
)	
v.)	
)	MOTION TO DISMISS INDICTMENT
OVANNES AROUTIOUNIAN,)	AND ARREST WARRANT FILED
)	AGAINST DEFENDANT OVANNES
Defendant.)	AROUTIOUNIAN AND ORDER

Plaintiff United States of America, by and through its undersigned counsel, and pursuant to Fed. R. Crim. P. 48, moves to dismiss the indictment and arrest warrant in the above-captioned action filed on August 29, 2001. Since filing the indictment, the government has not been able to locate the defendant and has come to believe that he fled the United States. In the meantime, the government no longer has significant evidence and the potential to secure witness testimony necessary for prosecution. Accordingly, the

1 government is not able to proceed with the prosecution and submits
2 this motion to dismiss the indictment and arrest warrant filed
3 against the defendant.

4 DATED: June 2, 2009

LAWRENCE G. BROWN
Acting United States Attorney

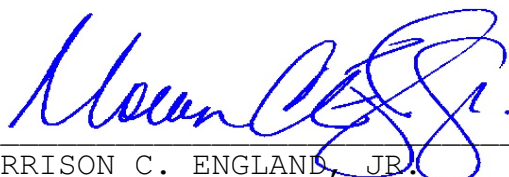
7 By: /s/ John K. Vincent
8 JOHN K. VINCENT
9 Assistant U.S. Attorney

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12 **ORDER**

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14 Based on the motion of the government, and GOOD CAUSE APPEARING
15 THEREFORE, the Court hereby orders that the indictment and arrest
16 warrant filed against defendant Ovannes Aroutiounian on August 29,
17 2001, be and are hereby dismissed.

18 IT IS SO ORDERED.

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20 Dated: June 3, 2009

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23 MORRISON C. ENGLAND, JR.
24 UNITED STATES DISTRICT JUDGE
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